THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 16002 of 2006

Dated: 01.08.2006

Between:

B. Prabhakar, S/o B.V. Ramaiah, Conductor, R/o Near Zonal Work Shop (RTC), Vidyadharapura, Krishna District and another.

.... PETITIONERS

AND

APSRTC, rep. by its Vice Chairman and Managing Director, Musheerabad, Hyderabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.16002 of 2006

Order:

Questioning the action of the respondents-Corporation in not regularizing the services of the petitioners from the date of their initial appointment, the present writ petition is filed.

When the matter is taken up for hearing, it is submitted by the learned counsel for the petitioners and admitted to by the learned Standing Counsel for the respondents-Corporation that the subject matter of this writ petition is squarely covered by the judgment of this Court passed in W.P. No. 23544 of 2005, dated 09.11.2005, and they both agreed to dispose of the present writ petition on the same terms.

In W.P. No. 23544 of 2005, this Court passed the following orders.

> In ***Divisional Manager, APSRTC & others v. P. Lakshmoji Rao***[1], the Supreme Court dealt with the rights of the Conductors and Drivers, appointed on daily wage basis. After taking the various aspects into account, the Supreme Court directed that if any Conductors, who are junior to the respondent therein, in the relevant seniority list of the concerned Division or Region, have been extended the benefit of seniority and regularization, the Corporation shall extend the same benefit to the employees, who are seniors to those who are regularized. The judgment of the Supreme Court was followed by this Court, in W.P. No. 16244 of 1999.
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> In that view of the matter, the writ petition is disposed of, directing that in case any Drivers, who are appointed on daily wage basis along with the petitioner and are juniors to him, have been regularized, the same benefit shall be extended to the petitioner also. An order in this regard shall be passed, within two months from the date of receipt of a copy of this order. No

costs.

Following the same, this writ petition is also disposed of in terms of the judgment in W.P. No. 23544 of 2005, dated 09.11.2005. No costs.

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N.V. RAMANA, J.

Date: 01.08.2006
Nsr/Es

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1 2004 (3) ALD 1 (SC)